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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA

LAKE CHARLES DIVISION

MESFIN T. TEFERA

: DOCKET NO. 10-449
SECTION "P"

VS.

: JUDGE MINALDI

PHILLIP MILLER

: MAGISTRATE JUDGE KAY

JUDGMENT

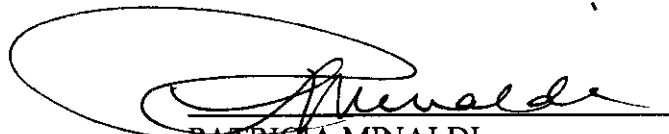
There being no objection to the proposed findings of fact and conclusions of law in the Report and Recommendation of the Magistrate Judge previously filed herein these findings and conclusions are accepted. Alternatively, an independent review of the record has led this court to conclude that the findings and conclusions are entirely correct. Accordingly, it is

ORDERED that Respondent's Motion to Dismiss be GRANTED.

IT IS FURTHER ORDERED that the petition for writ of habeas corpus be DISMISSED WITHOUT PREJUDICE.

THUS DONE AND SIGNED, in Chambers, at Lake Charles, Louisiana, this 8 day of

Sept, 2010.


PATRICIA MINALDI
UNITED STATES DISTRICT JUDGE